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January 25, 2010

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Office of Proceedings

JAN 25 2010

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Public Record

Ms. Cynthia T. Brown, Chief  
Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E Street, S.W.  
Washington, D. C. 20423

Re: STB Docket No. AB-290 (Sub. No. 310X), Norfolk Southern Railway  
Company – Abandonment - In Floyd and Polk Counties, Georgia

Dear Ms. Brown:

The interim trail use condition imposed by the Board in the above proceeding expires on February 8, 2010. Norfolk Southern Railway Company ("NSR") hereby advises the Board that it will not consent to any extension of the interim trail use condition requested by the City of Rome, the City of Cave Spring, and/or Floyd County, Georgia.

NSR previously advised the Board that portions of the right-of-way may not be eligible for or suitable for interim trail use or may be the subject of other disposition by NSR. The Georgia DOT wishes to acquire a segment of the right of way that will sever the line from the national rail system. Further, the Georgia DOT has brought a condemnation action regarding this property which NSR has agreed to settle when the abandonment is consummated.

Yours very truly,

James R. Paschall

JRP/kch

cc: Mr. Wright Bagby  
Mayor of the City of Rome